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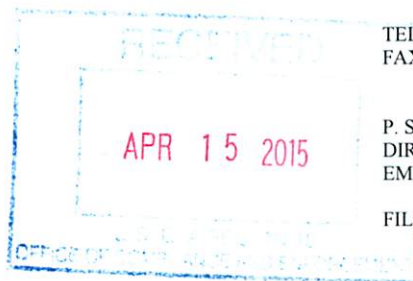
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FILE NO: 74096.000007 [55249368]

April 14, 2015



VIA EMAIL AND OVERNIGHT MAIL

Mr. Peter Magolske
U.S. Environmental Protection Agency
Office of Compliance and Enforcement
M/S OCE-127
1200 Sixth Avenue, Suite 900
Seattle, WA 98101

Mr. Brian Monson
Idaho Department of Environmental Quality
1410 North Hilton Street
Boise, ID 83706

Re: Quarterly Progress Report – First Quarter 2015 (January 1 – March 31)
Administrative Order on Consent, Docket No. RCRA-10-2009-0186
Nu-West Industries, Inc. Conda Phosphate Operations

Dear Mr. Magolske and Mr. Monson:

In accordance with Paragraph No. 72 of the above-referenced Administrative Order on Consent (“Consent Order”), this letter serves as Nu-West Industries, Inc.’s (“Nu-West”) quarterly progress report demonstrating that all activities associated with the Consent Order are being carried out.

I. A-34 Lateral Assessment Work Plan

The following activities were conducted during First Quarter 2015, pursuant to (or related to) the EPA-approved *A-34 Lateral Assessment Work Plan* (January 9, 2013), prepared pursuant to the Consent Order:

- Nu-West continued providing to EPA and IDEQ monthly submittals *via* FTP site of water level and temperature measured by a pressure transducer and data logger installed in groundwater monitoring well A-34-022 and continued providing pH and fluid conductivity measured during bi-weekly sampling.

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II. Groundwater Monitoring Plan

The following activities were conducted during First Quarter 2015, pursuant to (or related to) the *Groundwater Monitoring Plan, Revision 3* (November 12, 2014) and subsequent revisions, prepared pursuant to the Consent Order.

- On February 13, 2015, Nu-West submitted to EPA and IDEQ the *2014 Annual Groundwater Monitoring Report*.
- On February 13, 2015, Nu-West submitted to EPA and IDEQ a letter proposing modifications to the Groundwater Monitoring Program. The proposed modifications were revised in an email submitted to EPA on March 9, 2015. EPA responded to the proposed modifications in correspondence dated March 6 and 12, 2015.
- Between March 12 and 27, 2015, Nu-West conducted quarterly groundwater monitoring in accordance with the approved *Groundwater Monitoring Plan, Revision 3* (November 12, 2014) and modifications approved by EPA in correspondence dated March 6 and 12, 2015. For this event, water level measurements were collected at 115 monitoring wells and groundwater samples were collected from 56 monitoring wells.
- On March 23, 2015, Nu-West collected a groundwater sample from one offsite domestic well (Domestic Well #11) using procedures detailed in the *Groundwater Monitoring Plan, Revision 3* (November 12, 2013).
- On January 8, February 5, and March 20, 2015, Nu-West conducted monthly groundwater monitoring in accordance with the *Groundwater Monitoring Plan, Revision 3* (November 12, 2014). The work included collecting water level measurements at 17 monitoring wells and groundwater samples from 7 monitoring wells.

III. 2014 Groundwater Investigation Work Plan

The following activities were conducted during First Quarter 2015, pursuant to (or related to) the EPA-approved *2014 Groundwater Investigation Work Plan* (June 13, 2014), prepared pursuant to the Consent Order.

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- On February 19, 2015, Nu-West, EPA, and IDEQ met in Seattle, Washington to review findings of the 2014 investigations and discuss updates to the Conceptual Site Model.
- On March 27, 2015, Nu-West submitted to EPA and IDEQ the *Updated Site Assessment Report*. The report described the procedures and results for investigations and monitoring conducted between 2010 and 2014 pursuant to the Consent Order.

In accordance with Paragraph Nos. 75 and 76 of the Consent Order, the certification of a duly authorized representative is included as Attachment A to this letter.

If you have any questions, please do not hesitate to contact me.

Sincerely,


for P. Scott Burton

cc: J Wayne Maxie, Nu-West
Barry N. Burnell, IDEQ

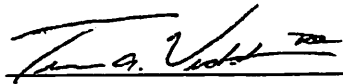
Attachment – Certification

ATTACHMENT A

CERTIFICATION

I certify under penalty of law that the attached Quarterly Progress Report – First Quarter 2015 (January 1 – March 31) was prepared under my direction or supervision in accordance with a system designed to assure that qualified personnel properly gather and evaluate the information submitted. Based on my inquiry of the person or persons who manage the system, or those persons directly responsible for gathering the information, the information submitted is, to the best of my knowledge and belief, true, accurate and complete. I am aware that there are significant penalties for submitting false information, including the possibility of fine and imprisonment for knowing violations.

Signature:

_____

Name:

Tim Vedder

Title:

Plant Manager, Nu-West Conda Phosphate Operations

Date:

4/14/15